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PATENT
ATTORNEY DOCKET: 46884-5282

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Hirotooshi TERADA et al.

Application No.: 10/804,194

Filed: March 19, 2004

For: SOLID IMMERSION LENS AND
MICROSCOPE

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) Confirmation No.: 6505
)
) Group Art Unit: Unassigned
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) Examiner: Unassigned
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Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Alexandria, VA 22314

Sir:

**SUBMISSION OF INTERNATIONAL PRELIMINARY
EXAMINATION REPORT**

Applicants bring to the attention of the Examiner the attached document.

Attached is an English-language translation of an International Preliminary Examination Report ("IPER") dated March 2, 2006 that issued in a related PCT/JP2004/003733 application. Applicants respectfully request that the Examiner consider the IPER as it relates to the above-identified application.

While the IPER cites to five particular documents (D1-D5), these documents are not attached hereto because they were previously filed in Information Disclosure Statements in this application on September 9, 2004 and September 12, 2005.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

constitute "prior art." If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. § 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

DRINKER, BIDDLE & REATH LLP

Dated: March 23, 2006

By:



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